

SCOTT N. SCHOOLS, SC SBN 9990
 United States Attorney
 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 Chief, Civil Division
 EDWARD OLSEN, CSBN 214150
 Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 Telephone: (415) 436-6915
 FAX: (415) 436-6927

Attorneys for Defendant

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

CHUSONG XIAO,

Plaintiff,

v.

EMILIO T. GONZALEZ, as Director of the
 U.S. Citizenship and Immigration Services;

Defendant.

No. C 07-0242 PVT

**STIPULATION TO DISMISS
 and [XXXXXXXXXXXXXX] ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate plaintiff's application for naturalization and agrees to adjudicate such application within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

Dated: June 5, 2007

Respectfully submitted,

SCOTT N. SCHOOLS
 United States Attorney

EDWARD A. OLSEN
 Assistant United States Attorney
 Attorney for Defendants

1 Dated: June ⁴, 2007

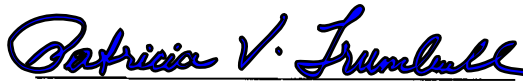


DANIEL HUANG
Attorney for Plaintiff

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3
4 ORDER

5 Pursuant to stipulation, IT IS SO ORDERED.

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7 Date: June 6, 2007



PATRICIA V. TRUMBULL
United States Magistrate Judge